ARTICLE I: IN GENERAL

Section

1-7-1-1-7-15 Reserved

§§ 1-7-1 –1-7-15. RESERVED.

ARTICLE II: ELECTRICAL BOARD

Section

1-7-16 Established

1-7-17 Members

1-7-18 Functions

Cross references:

Buildings, see Chapter 1-6

Department of Permits and Inspections, see § 1-2-49 et seq.

Electrical Board, see § 2-6-2

Electrical regulations authorized, see § 2-6-1

凤§ 1-7-16. ESTABLISHED.

There is hereby established an Electrical Board.

(1959 Code, § 43A-1) (Ord. 76-15-75, 11-15-1976)

№ § 1-7-17. MEMBERS.

- (A) The Electrical Board shall consist of 5 members appointed by resolution of the Board of County Commissioners. The board members shall be appointed for staggered 5 year terms of office. At the end of a term, a member continues to serve until a successor qualifies and is appointed. A member who is appointed after a term has begun will serve only for the remainder of the term and until a successor qualifies and is appointed.
- (B) At least 2 members of the Electrical Board may not be related to, either by blood or marriage, or associated with any person or corporation who is currently doing electrical work in

the county or who has done electrical work in the county within the year prior to the member's date of appointment.

(1959 Code, § 43A-1, 43A-2) (Ord. 76-15-75, § I, 11-15-1976; Ord. 10-14-549, 6-8-2010)

■§ 1-7-18. FUNCTIONS.

The Electrical Board shall advise the Board of County Commissioners and aid in the supervision and enforcement of any rule or regulation adopted pursuant to the authority of Chapter 317 of the Laws of Maryland 1976, and the Board shall act as an appeals board concerning matters arising under the Electrical Code and any licensing provisions, and is authorized to adopt its own rules of procedure and shall perform such other related functions as delegated from time to time by the County Commissioners.

(1959 Code, § 43A-3) (Ord. 76-15-75, 11-15-1976)

Editor's note:

The above-mentioned act is §§ 2-6-1 et seq.

§§ 1-7-19 – 1-7-35. RESERVED.

ARTICLE III: ELECTRICAL CODE

Section

Division 1. Generally Short title 1-7-36 Definitions 1-7-37 1-7-38 Scope Administration and enforcement 1-7-39 Qualifications; conduct 1-7-39.1 1-7-39.2 **Duties** 1-7-40 Minimum standards and requirements 1-7-41 General requirements 1-7-41.1 Reserved

- 1-7-42 Inspection of installations
 1-7-43 Inspection of covered installations
 1-7-44 Cut-in certificates
 1-7-45 Defective installations and equipment
 1-7-46 Emergency disconnections
 1-7-47 Right of entry
 1-7-48 Penalty
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- Division 2. Permits
 - <u>1-7-61</u> Generally
 - <u>1-7-62</u> Emergency work
 - <u>1-7-63</u> Temporary installations
 - 1-7-64 Fees
 - <u>1-7-65</u> Refunding fees
 - 1-7-66 Unlawful maintenance of installations

DIVISION 1. GENERALLY

■§ 1-7-36. SHORT TITLE.

This article may be cited as the "Electrical Code."

(1959 Code, § 43-2) (Ord. 76-6-66, 4-5-1976)

■§ 1-7-37. DEFINITIONS.

As used in this article, the following terms shall have the meanings respectively ascribed to them in this section.

ADMINISTRATIVE AUTHORITY. The Director of the Department of Permits_and Inspections, or an authorized agent of the Director.

ELECTRICAL EQUIPMENT. Includes electrical conductors, wiring, fittings, devices, appliances, fixtures and apparatus.

INSTALLATION. Includes installation of any electrical circuit or electrical equipment or part thereof and shall include alterations, renewals or extensions of the same.

REASONABLY SAFE TO PERSONS AND PROPERTY. As applied to electrical installations and electrical equipment, safe to use in the service for which the installation or equipment is intended without unnecessary hazard to life, limb or property.

(1959 Code, § 43-1) (Ord. 76-6-66, 5-5-1976; Ord. 10-14-549, 6-8-2010)

№ 1-7-38. SCOPE.

- (A) The provisions of this article shall apply to all electrical equipment and the installation thereof for light, heat or power within or on public or private buildings, structures or premises, including yards, carnival and parking lots, and industrial substations, and all electrical equipment, and the installation thereof, used for power supply to radio and television transmitting and receiving systems in or on such buildings, structures or premises in the county.
- (B) The provisions of this article shall not apply to any electrical work or equipment installed by or for any electric light or power company, railway company, street railway company, telegraph or telephone company, where such electrical work or equipment is owned and maintained by such company and is an integral part of the plant or service used by such company in rendering its service to the public.
- (C) The provisions of this article shall not apply to installations in mines, ships or railway cars or to automotive equipment.
- (D) The provisions of this article shall not apply to installations or equipment employed by the United States Government.

(1959 Code, § 43-3) (Ord. 76-6-66, § I, 4-5-1976)

■§ 1-7-39. ADMINISTRATION AND ENFORCEMENT.

This article shall be administered and enforced by the Department of Permits and Inspections, hereinafter referred to as the "Department." The qualifications of the Chief Electrical Inspector and all Electrical Inspectors shall be as prescribed in the job descriptions on file in the Human Resources Department of Frederick County, Maryland. Nothing herein shall prohibit County Plumbing or Building Inspectors from performing residential electrical inspections so long as the Inspectors are properly qualified, trained and supervised.

(1959 Code, § 43-4) (Ord. 76-6-66, § I, 4-5-1976; Ord. 94-23-118, 11-15-1994; Ord. 08-28-504, 11-25-2008)

凤§ 1-7-39.1. QUALIFICATIONS; CONDUCT.

No person shall be appointed Chief Electrical Inspector unless he or she shall hold a license as a Master Electrician in the state. No Electrical Inspector, including the Chief Electrical Inspector, may be engaged in or financially interested in the electric business or the sale of any electrical supplies, nor act as an agent, whether directly or indirectly, for any person so engaged.

(Ord. 08-28-504, 11-25-2008)

№ § 1-7-39.2. DUTIES.

It shall be the duty of all qualified inspectors to see that all work covered by this chapter is executed by persons properly qualified under this chapter and to report any violation to the proper officials for appropriate action. Qualified Inspectors shall inspect all constructions controlled under this chapter and see that it is done in accordance with the adopted code.

(Ord. 08-28-504, 11-25-2008)

■§ 1-7-40. MINIMUM STANDARDS AND REQUIREMENTS.

The standards and requirements of this article and the National Electrical Code herein referred to are hereby declared to be minimum standards and requirements, and any electrical equipment or installation which is equal or superior to such standards and requirements shall be deemed to be in compliance therewith.

(1959 Code, § 43-5) (Ord.76-6-66, § I, 4-5-1976)

■§ 1-7-41. GENERAL REQUIREMENTS.

- (A) All electrical equipment and installations thereof shall be reasonably safe to persons and property and in conformity with the provisions of this article.
- (B) Except as otherwise provided in this article, conformity of installations of electrical equipment with the regulations set forth in the National Electrical Code, 2011 Edition, published by the National Fire Protection Association, shall be prima facie evidence that such installations are reasonably safe to persons and property, and said National Electrical Code is hereby adopted and incorporated by reference in this chapter.
- (C) Except as otherwise provided in this article, conformity of electrical equipment with the applicable standards of a nationally recognized testing agency shall be prima facie evidence that such equipment is reasonably safe to persons and property.

(1959 Code, § 43-6) (Ord. 76-6-66, § I, 4-5-1976; Ord. —, 3-20-1979; Ord. 82-1-245, 1-26-1982; Ord. 85-12-344, 3-26-1985; Ord. 87-20-452, 7-21-1987; Ord. 91-00-001, 1-8-1991; Ord. 94-23-118, 11-15-1994; Ord. 96-14-166, 7-1-1996; Ord. 02-07-303, 4-4-2002; Ord. 05-32-393, 11-29-2005; Ord. 08-17-493, 6-17-2008)

■§ 1-7-41.1. RESERVED.

Editor's note:

Ord. 96-14-166, adopted July 1, 1996, deleted § 1-7-41.1, which contained amendments to the National Electrical Code, 1993 Edition, and which derived from Ord. 94-23-118, § 3, adopted Nov. 15, 1994.

■§ 1-7-42. INSPECTION OF INSTALLATIONS.

Upon the completion of each stage requiring inspection of an installation the holder of the permit shall notify the Department which shall cause the installation to be inspected.

(1959 Code, § 43-12) (Ord. 76-6-66, § I, 4-5-1977; Ord. 10-14-549, 6-8-2010)

■§ 1-7-43. INSPECTION OF COVERED INSTALLATIONS.

When any part of an installation is to be hidden from view by the permanent placement of parts of a building, the person making the installation shall notify the Department, and such installation shall not be concealed until it has been inspected and approved by the Department; provided, that on large installations where the concealment of electrical equipment proceeds continuously the person installing the same shall give the Department notice thereof so that inspections may be made periodically during the progress of the work. The Department shall have the authority to remove or require the removal of any structure that prevents proper inspection of any electrical equipment.

(1959 Code, § 43-13) (Ord. 76-6-66, § I, 4-5-1977)

凤§ 1-7-44. CUT-IN CERTIFICATES.

- (A) No electric light or power company shall supply electricity or power to any electrical equipment for the installation of which a permit is required hereunder, and no person shall connect any such electrical equipment to a supply of electricity or power, except in accordance with a cut-in certificate issued by the Department. If after inspection the Department finds the installation to be in conformity with the provisions of this article, it shall issue a cut-in certificate therefore, authorizing the use of the installation and connection to the supply of electricity and power and shall send such certificate to the electric light or power company supplying the same. Such certificates may be issued for an entire installation or part thereof.
- (B) Temporary cut-in certificates shall be issued for temporary installations authorized pursuant to § 1-7-63, and such certificates shall set forth their expiration date, shall expire upon such date unless extended, and shall be cancelled by the Director of the Department at any time if the installation is not maintained in a safe manner.

(1959 Code, § 43-15) (Ord. 76-6-66, § I, 4-5-1977)

- (A) If upon inspection any installation for which a permit is required is found to be in violation of the provisions of this article, the Department shall notify the holder of the permit of the nature of such violation in writing and the same shall be corrected within 10 days after such notice or such other period of time as may be specified by the Department. If any electrical equipment installed before or after the enactment of this article is found by the administrative authority or authorized agent to be dangerous to persons or property because defective or improperly used or installed, the administrative authority or authorized agent shall notify the owner or lessee of the property in writing, setting forth the nature of such dangerous condition, and such person shall make such changes or repairs as are necessary to put such equipment in a safe condition within 15 days or such longer period as may be specified by the administrative authority or authorized agent.
- (B) Upon failure of any person to comply with a notice issued pursuant to subsection (A), any permit which has been issued for the installation of such equipment shall be revoked by the administrative authority and no cut-in certificate shall be issued, or if such certificate has previously been issued it shall be revoked. If the equipment or installation is connected to a supply of electricity or power, the administrative authority or authorized agent shall have the authority to send notice to the electric light or power companies to discontinue its supply of electricity or power to such equipment or installation, and such supply of electricity or power shall be terminated within 24 hours of the receipt of such notice.
- (C) The administrative authority may refuse to issue new permits to any person who has not: (1) corrected previous code violations or (2) recognized their responsibility and agreed to correct such violations within a reasonable time or (3) filed a proper appeal application if there is a dispute as to whether there is a violation.

(1959 Code, § 43-15) (Ord. 76-6-66, § I, 4-5-1977; Ord. 85-12-344, 3-26-1985; Ord. 10-14-549, 6-8-2010)

■§ 1-7-46. EMERGENCY DISCONNECTIONS.

In cases of emergency where any electrical equipment, whether installed before or after the enactment of this article, is an immediate threat to the safety of persons or property, or where it may interfere with the fire protection service of any Fire Department in the county, the administrative authority or authorized agent shall have authority to cause the use of such electrical equipment to be discontinued immediately and without notice to the owner thereof.

(1959 Code, § 43-16) (Ord. 76-6-66, § I, 4-5-1977; Ord. 10-14-549, 6-8-2010)

■§ 1-7-47. RIGHT OF ENTRY.

Any official or employee of the administrative authority shall have the right during reasonable hours to enter any building or premises in the discharge of the official's or employee's official duties for the purpose of making any inspection or test of any electrical installation or equipment

contained therein, and no person shall hinder, impede, or interfere with any such official or employee in the discharge of these official duties.

(1959 Code, § 43-17) (Ord. 76-6-66, § I, 4-5-1977; Ord. 10-14-549, 6-8-2010)

■§ 1-7-48. PENALTY.

Any person violating any of the provisions of this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine of not more than \$500 or imprisonment for a period not exceeding 6 months, or both fine and imprisonment. Each day of a violation shall be a separate offense.

(1959 Code, § 43-19) (Ord. 76-6-66, § I, 4-5-1977)

■§ 1-7-49. CIVIL ELECTRICAL INFRACTIONS.

- (A) Pursuant to § 2-2-29 of the Frederick County Code, any violation of any of the provisions of this entire chapter, which is Chapter 1-7 entitled "Electricity" is a civil infraction and shall be called a civil electrical infraction. If, after investigation, a civil electrical infraction is believed to exist, the administrative authority or authorized agent shall deliver a citation or warning to the licensed electrical contractor and others responsible for the infraction. If the administrative authority or authorized agent is unable to locate that individual personally, the administrative authority or authorized agent may post the citation or warning in a conspicuous place on the property of the violation and mail a copy of same to the person, which shall be sufficient for delivery under this section.
- (B) The citation or warning, as provided for in this section, shall be in writing and shall contain the following:
 - (1) The name and address of the person charged or warned;
 - (2) The nature of the violation;
 - (3) The location of the violation;
 - (4) The date(s) of the violation;
 - (5) The amount or potential amount of fine assessed;
- (6) The manner, location and time in which the fine may be paid, or violation corrected, if applicable;
 - (7) The person's right to stand trial for the violation, if applicable;
- (8) A certification by the Director or authorized agent attesting to the truth of the matters set forth.

- (C) Whenever an alleged or possible civil electrical infraction comes to the attention of the administrative authority, the following procedures shall apply.
 - (1) The administrative authority will investigate whether a violation has occurred;
- (2) If the administrative authority finds that a violation has occurred, the administrative authority will issue a warning to the person(s) responsible in the form and manner outlined in this section, with reasonable time stated to abate or to prevent future infractions;
- (3) If the violation continues or is allowed to occur after the reasonable time stated, the administrative authority will issue a citation to the person(s) responsible in the form and manner as outlined in this section. Notwithstanding the provision of step (2) above, the administrative authority may issue a citation at step (2) without prior issuance of a warning.
- (D) A fine of \$ 200 is hereby imposed upon any person responsible for a civil electrical infraction for each violation. Each day that a violation is permitted to exist shall be considered a separate infraction. All fines shall be payable to the Treasurer of Frederick County, Maryland, in the office of the Department of Permits and Inspections.
- (E) A person who receives a citation may elect to stand trial for the offense by filing with the administrative authority a notice of intention to stand trial. The notice shall be given at least 10 days before the date of payment of the fines as set forth in the citation. Upon receipt of the notice of intention to stand trial, the administrative authority shall forward to the district court of Frederick County, Maryland, a copy of the citation and the notice of intention to stand trial. Upon receipt of the citation, the district court shall schedule the case for trial and notify the defendant of the trial date. All fines, penalties, or forfeitures collected by the district court for any civil electrical infractions shall be remitted to the Treasurer of Frederick County, Maryland.
- (F) If a person who receives a citation for an infraction fails to pay the fine by the date of payment set forth on the citation and fails to file a notice of intention to stand trial, a formal notice of the infraction shall be sent to the person's last known address. If the citation is not satisfied within 15 days from the date of the notice, the person shall be liable for a fine of \$400 for each infraction. If after 35 days the citation is not satisfied, the administrative authority may request adjudication of the case through the district court by the filing of civil judgment procedures.
- (G) Adjudication of an infraction under this subsection is not a criminal conviction, nor does it impose any civil disabilities ordinarily imposed by a criminal conviction.
- (H) In a proceeding before the district court, the violation shall be prosecuted in the same manner and to the same extent as set forth for municipal infractions in Md. Code Ann., Art. 23a, § 3(b)(8) through (15). However, the County Attorney is hereby authorized to prosecute all civil electrical infractions under this section.
- (I) If a person is found by the district court to have committed a civil electrical infraction, that person shall be liable for the costs of the proceedings in the district court.

- (J) Depending on the circumstances of each case and after consultation with the County Attorney, the administrative authority has the discretionary authority to reduce or suspend all or a portion of the fine payable through the Permits and Inspections Office.
- (K) Nothing contained in this section shall prohibit or prevent the administrative authority, or any one else, from seeking other legal remedies, such as injunctions or criminal prosecution.
- (L) Provisions of this section are in addition to, not in lieu of those penalties specified in other sections of this chapter, specifically § 1-7-48.
- (M) The fines specified in this section can be modified at any time by resolution of the Board of County Commissioners of Frederick County after a duly advertised public hearing.

(Ord. 02-07-303, 4-4-2002; Ord. 10-14-549, 6-8-2010)

§§ 1-7-50 – 1-7-60. RESERVED.

DIVISION 2. PERMITS

■§ 1-7-61. GENERALLY.

- (A) Except as provided in § <u>1-7-62</u> of this Code, no person shall make any installation of electrical equipment which is subject to the provisions of this article without first obtaining a permit therefore from the Department.
- (B) All applications for permits shall be in writing, shall be in such form as may be prescribed by the Department and shall describe the work to be done and the location thereof. The application shall be accompanied by such plans, specifications and schedules as shall be necessary to determine whether the installation will be in conformity with the provisions of this article.
- (C) Each permit shall describe with particularity the installation to be done there under, and no person shall install any electrical equipment other than in accordance with the permit.
- (D) No permit shall be required to repair portable electrical equipment or lighting fixtures, or to repair or replace sockets, receptacles or snap switches, or to make other minor repairs at existing outlets, or to repair motors, or to replace motors with motors of the same electrical characteristics.
- (E) All electrical permits shall expire 1 year from the date issued except where an extension has been granted. Any permittee holding an unexpired permit shall be allowed to apply for a 1-year extension. The fee for an extension shall be set by resolution of the Board of County Commissioners.
- (F) The administrative authority shall have the authority to suspend or revoke a permit issued under the provisions of this code wherever the permit is issued in error or on the basis of

incorrect, inaccurate or incomplete information, or in violation of any ordinance or regulation or any of the provisions of this code.

(1959 Code, § 43-8) (Ord. 76-6-66, § I, 4-5-1976; Ord. 82-1-245, 1-26-1982; Ord. 94-23-118, § 3, 11-15-1994; Ord. 10-14-549, 6-8-2010)

№ 1-7-62. EMERGENCY WORK.

When necessary to make emergency repairs or replacements to electrical installations, or to make branch circuit extensions for switches, receptacles or the like, incidental to such emergency work, such work may be done without a permit, provided that the person doing the work must first inform the administrative authority either orally or in writing if the administrative authority's office is open at the time of the emergency, giving the name and address of the person performing the emergency work and the address where the work is to be done, the nature thereof and when it is to be started. Such person shall file an application for a permit covering such emergency work on the first business day following the performance thereof.

(1959 Code, § 43-8) (Ord. 76-6-66, § I, 4-5-1976; Ord. 10-14-549, 6-8-2010)

№ § 1-7-63. TEMPORARY INSTALLATIONS.

A temporary permit shall be required in connection with electrical equipment installed for a temporary use for a period not to exceed 6 months. Such permit may be extended for an additional period of 6 months by the Department.

(Ord. 76-6-66, § I, 4-5-1976)

■§ 1-7-64. FEES.

A fee for each electrical permit, inspection, and the like shall be paid in accordance with the fee schedule for electrical permits as adopted by separate resolution of the Board of County Commissioners; but in no event shall the fees charged be more than the costs incurred by the county government.

(1959 Code, § 43-10) (Ord. 76-6-66, § I, 4-5-1976; Ord. 82-1-245, 1-26-1982; Ord. 85-12-344, 3-26-1985; Ord. 91-01-001, 1-8-1991; Ord. 91-20-020, 8-8-1991)

凤§ 1-7-65. REFUNDING FEES.

Where no work has been done under a permit issued hereunder the holder of the permit may deliver same to the Department and upon cancellation thereof there shall be refunded a portion of the fees paid in accordance with the fee schedule adopted by resolution of the Board of County Commissioners.

(1959 Code, § 43-11) (Ord. 76-6-66, § I, 4-5-1977; Ord. 94-23-118, § 4, 11-15-1994; Ord. 10-14-549, 6-8-2010)

■§ 1-7-66. UNLAWFUL MAINTENANCE OF INSTALLATIONS.

In the case of any electrical installation for which a permit is required, it shall be unlawful for any person to maintain or allow to be maintained such electrical installation if it was installed after the effective date of this article without a permit and does not conform to the requirements hereof.

(Ord. 76-6-66, § I, 4-5-1977)

§§ 1-7-67 – 1-7-80. RESERVED.

ARTICLE IV: ELECTRICIANS

Section

Division 1. Generally	
<u>1-7-81</u>	Penalties
Division 2. License	
<u>1-7-91</u>	Required
<u>1-7-92</u>	Classes of licenses
<u>1-7-93</u>	Application and issuance generally
<u>1-7-94</u>	Bond
<u>1-7-95</u>	Persons eligible for licenses
<u>1-7-96</u>	Fees generally
<u>1-7-97</u>	Examinations
<u>1-7-98</u>	Appeals from refusal of license to Board of Arbitration
<u>1-7-99</u>	Expiration
<u>1-7-100</u>	Suspension or revocation
<u>1-7-101</u>	Inspection of work by limited license
1-7-102	Exemptions

DIVISION 1. GENERALLY

■§ 1-7-81. PENALTIES.

Any violation of the provisions of this article shall be a misdemeanor, punishable by a fine not to exceed \$500 or by imprisonment not to exceed 6 months, or both fine and imprisonment. Each calendar day the offense shall continue shall be deemed a separate offense.

(1959 Code, § 43B-X) (Ord. 77-11-88, 8-22-1977; Ord. 10-14-549, 6-8-2010)

§§ 1-7-82 – 1-7-90. RESERVED.

DIVISION 2. LICENSE

■§ 1-7-91. REQUIRED.

- (A) A licensed master electrician cannot sign permits for more than himself or 1 company, not both, in Frederick County. In other words, he can only be self-employed or be employed by 1 electrical company, not both at the same time for the purposes of securing permits, whenever he has at least 1 electrical permit outstanding in Frederick County.
- (B) No person shall install, repair, maintain or erect any kind of electrical wiring, conduits, or wiring to or repair of electrical elements or circuits of machinery and fixed or stationary appliance, motors, fixtures, signs, electrically operated heating equipment, elevators, or any other electrically operated apparatus or device in, on, or about any premises in the county without a license issued in conformity with this division.

(1959 Code, § 43B-1) (Ord. 77-11-88, 8-22-1977; Ord. 94-23-118, § 5, 11-15-1994)

凤§ 1-7-92. CLASSES OF LICENSES.

The following classes of licenses are hereby established.

- (A) *Master electrician-general*. This license may be issued to any person eligible under this division. Any firm or corporation shall be entitled to receive this license provided at least 1 of its employees is the holder of a master electrician-general license. Such license shall authorize the licensed person to perform or have performed electrical work under the licensed person's supervision. This individual being licensed can only represent or trade as an individual or for 1 company under this license while more than 1 permit is outstanding in Frederick County. On and after July 1, 1995, no firm or corporation is entitled to receive this license and the second sentence above is then void.
- (B) *Master electrician-limited*. This license may be issued to any person and such license shall further specify the representative and the alternate representative, if any, of the person under whose direction the work authorized by the license shall be performed. The licensee is authorized to perform electrical work solely on the premises occupied by the holder of such

license. In the event that the holder shall die or cease operations for which the license is issued, or the designated representative dies or leaves the employ of the employer, the license shall be caused to become void or such license shall be modified by the county to indicate any change.

- (C) Master electrician-restricted.
- (1) This license may be issued to any person determined to be qualified by examination and shall permit the holder to install, maintain and repair the particular type or types of electrical equipment specified in the license, including:
 - (a) Electrically operated heating/air conditioning and refrigeration equipment;
 - (b) Motor repairs, and services;
 - (c) Low voltage 50 volts or less;
 - (d) Or any other electrical equipment, to be specified on license.
- (2) The holder of this license shall be eligible for the maintenance, repair and installation of electrical household fixed stationary appliances and shall be permitted to make installations of electrical wiring from the point of existing distribution panels to the equipment being installed. This license does not permit installation of service or change of distribution of service. This license may be issued to any firm or corporation if and so long as it has in its employ at least 1 responsible holder of a master electrician- restricted license. On and after July 1, 1995, no firm or corporation is entitled to receive this license and the preceding sentence is then void.

(1959 Code, § 43B-I) (Ord. 7-11-88, 8-22-1977; Ord. 94-23-118, § 12, 11-15-1994; Ord. 10-14-549, 6-8-2010)

■§ 1-7-93. APPLICATION AND ISSUANCE GENERALLY.

- (A) The license application of an individual shall be made on a form supplied by the county, which form shall show the following:
 - (1) The number of years the applicant has been engaged in electrical work;
 - (2) The type or types of work in which he has been engaged and length of time for each;
 - (3) The name and address of present employer;
 - (4) The name and address of last previous employer.
- (B) The application for a firm or corporation shall be signed in the name of the applicant by an executive officer or major official and shall set forth the name and qualifications of the employee or employees whose employment and qualifications entitle the applicant to receive the

type of license applied for and under whose supervision all electrical work to be done by the applicant will be performed.

- (C) The Electrical Board is authorized to make a decision to issue a license to an applicant who can certify successful completion of technical or vocational education in lieu of, in whole or in part, field experience, upon presentation of scholastic records.
 - (D) Any outstanding violations may be cause for rejection of application.
- (E) A license is to be in an individual name only beginning with the license renewal period on July 1, 1995. Frederick County will not license companies, only individuals.

(1959 Code, § 43B-IV(A)-(D)) (Ord. 77-11-88, 8-22-1977; Ord. 94-23-118, §§ 6, 13, 11-15-1994)

№ 1-7-94. BOND.

A surety bond or cash bond in the amount of \$10,000 from any firm or individual licensed to do business in the state shall accompany all applications for licenses required by this division except limited licenses and holders of State of Maryland licenses. (After July 1, 1995, firm will not apply.) Such bond, upon violation by the licensee of any of the requirements for electrical licensing shall, in addition to any other penalties, be subject to forfeiture to the Board of County Commissioners.

(1959 Code, § 43B-IV(F)) (Ord. 77-11-88, 8-22-1977; Ord. 94-23-118, § 7, 11-15-1994)

№ § 1-7-95. PERSONS ELIGIBLE FOR LICENSES.

- (A) An applicant for examination for a master electrician-general license shall have been regularly and principally employed or engaged in electrical construction, maintenance, installation, and repair of all types of electrical equipment and apparatus for not less than 7 years preceding the date of the application under the direction and supervision of a master electrician-general or its equivalent. The Electrical Board may credit not more than 3 years for formal course study or professional training in electrical installation, if, in the option of the Electrical Board, the study or training provided comparable experience and training otherwise attainable under the supervision of a master electrician-general or while employed by a government agency.
- (B) In order to qualify for examination for a master electrician-limited license, the applicant shall submit the name of the representative and alternate, if any, under whom the work is to be done or supervised and satisfactorily provide that the representative or alternate, if any, has worked under the direction or supervision of a qualified person for at least 7 years or equivalent as determined by the Electrical Board. The representative and alternate, if any, must pass an examination as to the qualifications herein provided.

- (C) The applicant for a master electrician-restricted license shall satisfactorily establish that the applicant has been actively in charge of electrical installation work under the supervision of a master electrician or master electrician-general or master electrician-restricted in the particular branch or branches applied for, for the period of at least 2 years, or equivalent as determined by the Electrical Board and shall pass an examination with respect to the particular branch or branches to be covered by the license applied for.
- (D) The applicant for inactive shall comply with all requirements for the type of license for which the application is filed. The applicant shall not, however, be required to supply a bond so long as the applicant's license is kept on an inactive status and the applicant does not operate under the license.

(1959 Code, § 43B-III) (Ord. 77-11-88, 8-22-1977; Ord. 81-12-202, 5-12-1981; Ord. 85-40-372, 9-24-1985; Ord. 10-14-549, 6-8-2010)

The fees for a license as an electrician shall be paid in accordance with the fee schedule as adopted by separate resolution of the Board of County Commissioners.

(1959 Code, § 43B-VII) (Ord. 77-11-88; 8-22-1977; Ord. 81-12-202, 5-12-1981; Ord. 82-7-251, 5-18-1982; Ord. 85-40-372, 9-24-1985; Ord. 91-20-020, 8-8-1991)

№ 1-7-97. EXAMINATIONS.

- (A) To be eligible for an electrical license, any applicant for a master electrician-general, master electrician-limited, or master electrician-restricted category shall satisfactorily pass an examination, except as herein provided. Such examination shall be standard for each category and qualification for passage shall be determined by the Electrical Board. Examination and grading procedures shall be established and publicized 30 days prior to each examination date and be available at all times to an applicant or other interested party. Examination results shall be available at the earliest possible date following the date of the examination but not later than 45 days thereafter. Notice of the decision to grant or refuse a license shall be sent by certified mail to the person and/or firm or corporation for which the application was filed.
- (B) There shall be reciprocity for licensees as stated under terms of Md. Code, Business Occupations and Professions Article, Title 6, Electricians, as amended or replaced.
- (C) Examinations shall be given during the months of April and October each year, and special examination may be provided at such other dates of which reasonable notice is given.
- (D) A registration fee in accordance with the fee schedule adopted by resolution of the Board of County Commissioners shall be submitted prior to examination date. Checks are to be made payable to the county. The fee is a nonrefundable fee.

(1959 Code, § 43B-V) (Ord. 77-11-88, 8-22-1977; Ord. 85-40-372, 9-24-1985; Ord. 94-23-118, § 8, 11-15-1994; Ord. 10-14-549, 6-8-2010)

№ § 1-7-98. APPEALS FROM REFUSAL OF LICENSE TO BOARD OF ARBITRATION.

Any person whose application for a license shall have been rejected by the Electrical Board shall have the right to appeal to a Board of Arbitration, which shall consist of 1 person selected by the person making the appeal, 1 person selected by the Board; these 2 shall select a third person, and the decision of said Board of Arbitration or a majority of them shall be final and binding upon all of the parties of said appeal; the members of said Board shall be paid the sum of \$5 each, which sum shall be deposited with the Board by the person taking said appeal.

(1959 Code, § 43B-VI) (Ord. 77-11-88, 8-22-1977)

■§ 1-7-99. EXPIRATION.

- (A) Licenses issued pursuant to the provisions of this division shall expire at the end of each calendar year. However, licenses issued after January 1, 1986, shall expire on June 30, 1987, and thereafter, every 2 years; from then on, June 30, every second year. Any license not renewed by the due date will require the payment of a late fee as established by the Board of County Commissioners, plus the renewal fee. Any license not renewed within 90 days after due date shall not be reissued until an examination has been taken and passed by the former license holder at the prescribed examination dates as stated under § 1-7-97 and approval given for the reissuance of the license.
- (B) If the expired license was issued in Frederick County by virtue of reciprocity from another municipality/county in the State of Maryland, a new letter of reciprocity from the original licensing municipality/county must be submitted for the reinstatement of the expired license. If the expired license was issued by virtue of a Maryland state license, a new copy of the current, valid state license must be submitted for the reinstatement of the expired license.

(1959 Code, § 43B-VII, 43B-VIII) (Ord. 7-11-88, 8-22-1977; Ord. 81-12-202, 5-12-1981; Ord. 85-40-372, 9-24-1985; Ord. 94-23-118, 11-15-1994; Ord. 01-19-293, 10-16-2001)

■§ 1-7-100. SUSPENSION OR REVOCATION.

- (A) Any license may be suspended or revoked by the Electrical Board after a hearing, provided at least 15 days notice is given to the licensee before the hearing and the reasons for the hearing are stated in said notice.
 - (B) Such suspension or revocation may be for the following causes:
- (1) Permitting any unlicensed person to perform electrical work under the authority of a master electrician license without the control and supervision by the licensed master electrician;

- (2) Performing or permitting the performance of defective or dangerous work or work in violation of § <u>1-7-40</u>, titled "Electrical Code," either inside Frederick County or in any other jurisdiction within the State of Maryland;
- (3) Performing any work for which an application for electrical work has not been secured from the county;
 - (4) Violation of any of the provisions of this division;
- (5) Any license holder whose original license was issued by Frederick County and has been licensed in any other municipality/county in the State of Maryland by virtue of a letter of reciprocity from Frederick County and has had his license revoked by the municipality/county granting reciprocity shall be subject to revocation in Frederick County;
- (6) Representing more than 1 company or individual, including himself (herself) while at least 1 permit, under his authority, is still active.

(1959 Code, § 43B-VIII) (Ord. 7-11-88, 8-22-1977; Ord. 81-12-202, 5-12-1981; Ord. 94-23-118, § 10, 11-15-1994)

■§ 1-7-101. INSPECTION OF WORK BY LIMITED LICENSE.

Firms or corporations operating under a master electrician-limited license are required to have an annual inspection by the County Electrical Inspector of all work performed during the preceding year by their licensee according to the Electrical Code. A record of such work shall be maintained by the licensee. The amount of work inspected will be within the discretion of the County Electrical Inspector.

(1959 Code, § 43B-IV) (Ord. 77-11-88, 8-22-1977; Ord. 94-23-118, § 14, 11-15-1994)

■§ 1-7-102. EXEMPTIONS.

- (A) (1) The provisions of this division shall not apply to:
- (a) Utility companies regulated by the Public Service Commission of Maryland when working on own property or on line side of meter or outside of building when using doughnut type meters;
- (b) Radio and television transmitting stations licensed and commissioned by the Federal Communications Commission regulations;
- (c) Federal, state and county employees when engaged in the performance of their official duties only;
- (d) The owner of a residential single-family dwelling or property wherein the owner resides or is about to reside, who obtains a homeowner's residential electrical permit. To obtain

this permit the owner must sign a homeowner's affidavit on file in the Office of Permits and Inspections and successfully pass with a grade of 70% or more an examination, which will consist of 10 code questions. This examination will be given in the Office of Permits and Inspections and will be an open book examination but must be completed without the assistance of any other person within a two hour timeframe. This examination will not be allowed to be taken outside of the Office of Permits and Inspections. The questions for the examination will be determined by the Chairperson of the Electrical Board, the Chief Electrical Inspector, and the administrative authority. The owner will be required to produce photo identification before being allowed to take the examination.

- (2) The owner of a residential dwelling or property who signs a homeowner's affidavit for an electrical permit, after successfully passing an examination, shall have a permit granted.
- (B) Unless otherwise required under this division, no person engaged in the manufacture, assembly or repair of electrical equipment manufactured by such person or manufactured for such person by a parent or subsidiary corporation shall be required to hold or to employ the holder of any of the licenses provided for by these requirements solely by reason of such manufacture, assembly or repair. All electrical installations for machinery and equipment within such factories shall require either a general or limited license.

(1959 Code, § 43B-I; 1981, Chapter 475, § 1; 1992, Chapter 53, § 1) (Ord. 77-11-88, 8-22-1977; Ord. 94-23-118, § 11, 11-15-1994; Ord. 10-14-549, 6-8-2010)